

C1-6034 769

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In the United States Patent and Trademark Office

EX PARTE REEXAMINATION CERTIFICATE (7377th)

Reexamination Request:

No. 90/008,385, Dec. 21, 2006

Examiner: B. James Peikari

Group Art: 3992

Reexamination Certificate for:

PATENT NO.: 6,034,769

TITLE: "METHOD AND DEVICE FOR COUNTING AND
MEASURING PARTICLES"

ISSUED: June 27, 1997

INVENTOR: Aleksandr L. Yufa

APPLICATION NO.: 08/884,680

FILED: June 27, 1997

Certificate

MAR 04 2010

of Correction

Faxied: March 02, 2010

PRINTED ERRORS RECORD FOR EX PARTE REEXAMINATION FILE
AND
REQUEST FOR CERTIFICATE OF CORRECTION OF THE EX PARTE REEXAMINA-
TION CERTIFICATE (7377th)

(Total on 5 pages, including Certificate of Faxing-1 page and Certificate of Correction-2 pages)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The above Ex Parte Reexamination Certificate contains the clerical or minor typographical nature errors and a significant error, as indicated on the attached Certificate of Correction. These errors arose at the respective places in the mentioned above Ex Parte Reexamination Certificate as indicated below:

1. The printed errors in the PARAGRAPHS OF THE SPECIFICATION arose through the no fault of applicant. Such printed errors are of a clerical or minor typographical nature and occurred in good faith and, therefore, issuance of the Certificate of Correction including such corrections is respectfully requested.

2. The printed errors in the Claim 1 arose through the no fault of applicant. The one of the printed errors in the Claim 1 is of a clerical or minor typographical nature and occurred in good faith and, therefore, issuance of the Certificate of Correction including such correction is respectfully requested. The other printed error in the Claim 1 contains a significant error, as indicated on the attached Certificate of Correction, and has broken the legal equivalents of the Claim 1, presented in the above-identified Ex Parte Reexamination Certificate, therefore, issu-

A. Yufa, Reqst. for Certif. of Corr.

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ance of the Certificate of Correction including such correction is respectfully requested..

3. The one of the printed errors in the Claim 4 arose through the no fault of applicant and is of a clerical or minor typographical nature and occurred in good faith and, therefore, issuance of the Certificate of Correction including such correction is respectfully requested. The other printed error in the Claim 4 arose through the fault of applicant and is of a clerical or minor typographical nature and occurred in good faith and, therefore, issuance of the Certificate of Correction including such correction is respectfully requested. Considering that such printed error arose through the fault of applicant, applicant obligates to pay and will pay the fee for Certificate of Correction of Ex Parte Reexamination Certificate, if such fee is required by PTO (applicant will appreciate the PTO's notification of the amount of the required fee for Certificate of Correction of Ex Parte Reexamination Certificate).

Explanation:

a) the first two corrections in the PARAGRAPHS OF THE SPECIFICATION are related to the actual numbers of the lines in the Column 1 of the above-identified Ex Parte Reexamination Certificate. The next two corrections in the PARAGRAPHS OF THE SPECIFICATION are supported by the text in the above-identified patent (Column 5, line 57 and line 58 respectively).

b) the corrections in the Claim 1 are supported by the Claim 1 of the above-identified patent (Claim 1, line 10 and line 24 respectively) and in the material of the reexamination (e.g., applicant's Amendment of June 03, 2008, page 6, line 8 and page 7, line 1 respectively).

c) the first two corrections in the Claim 4 are related to a fact that there should be two paragraphs instead of one paragraph, and these corrections are supported by the Claim 4 of the above-identified patent (Claim 4, lines 3-8) and in the material of the reexamination (e.g., applicant's Amendment of June 03, 2008, page 8, lines 3-6). The second two corrections in the Claim 4 are related to a fact that the words ", wherein said duration is" should be printed in italics in the Ex Parte Reexamination Certificate, thereby, indicating addition made in the patent (applicant erroneously has not underlined these words [as an addition to the Claim 4] in the last applicant's communications with PTO, but these corrections are supported in the earlier material of the reexamination [e.g., applicant's Amendment of June 03, 2008, page 8, line 13]).

Enclosure: Certificate of Correction - 2 sheets.

Very respectfully,

Applicant:



Aleksandr L. Yufa, Ph.D.

March 02, 2010

Aleksandr L. Yufa
698 Cypress Ave.,
Colton, CA. 92324,
Phone: (909) 370-4454
Fax: (909) 370-1714

A. Yufa, Reqst. for Certif. of Corr.

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Certificate of Faxing

I certify that this correspondence (total on 5 pages) will be fax-transmitted to the United States Patent and Trademark Office (to the telephone number 571-273-8300) on the date below:

Date: 03/02/2010Applicant: Aleksandr L. Yufa, Ph.D. 

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

EX PARTE REEXAMINATION CERTIFICATE (7377th)

Page 1 of 2

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FILED: June 27, 1997

It is certified that errors appear in the above-identified Ex-Parte Reexamination Certificate and that said Letters Ex-Parte Reexamination Certificate is hereby corrected as shown below;

Column 1.

Line 13, change "lines 40-49" to --39-48--.

Column 1.

Line 24, change "line 50" to --line 49--.

Column 1.Line 33, change " t_i " to -- τ_i --.Column 1.

Line 34, change "quality" to --quantity--.

Claim 1.

Line 10, change "output:" to --output;--.

Claim 1.

Line 28, change "pack" to --packs--.

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**EX PARTE REEXAMINATION CERTIFICATE (7377th)**

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It is certified that errors appear in the above-identified Ex-Parte Reexamination Certificate and that said Letters Ex-Parte Reexamination Certificate is hereby corrected as shown below:

Claim 4.**Line 4, change**

"having a particle monitoring region; providing a low" to
-having a particle monitoring region;
providing a low power light source means forming said light beam--.

Claim 4.**Delete Line 5 in its entirety.****Claim 4.****Line 20, change "," to --,--.****Claim 4.****Line 21, change "wherein said duration is" to --wherein said duration is--.**